

US 03 03 03:Slp

50 Penn Place Law Offices 4058420336

p.2

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WINCHESTER, Richard M. )  
Filed: 08/27/01 )  
Serial No.: 09/940,208 ) Art Unit: 3634  
For: Construction Layout Stripping ) Examiner: Strimbu, Gregory  
Having a Plurality of Pairs of Uprights )  
Thereon )

\$132 AFFIDAVIT OF RICHARD M. WINCHESTERSTATE OF OKLAHOMA )

ss:

COUNTY OF OKLAHOMA )

RECEIVED

OCT 15 2003

GROUP 3600

1. I am the inventor of the invention described and claimed in U.S. Pat. App. No. 09/940,208 for construction layout stripping, which is a continuation in part of U.S. Pat. App. No. 09/356,300, filed on July 16, 1999, now abandoned.
2. I reduced to practice, or at the very least conceived, the presently claimed invention before December 17, 1998.
3. I conceived my invention while working on a custom home with Jerry O'Dell on or about September 20, 1994. Ongoing development and both actual and constructive reduction to practice of my invention is documented in a logbook I maintained. Relevant portions of the logbook are attached hereto as Exhibit "A."
4. My conception date is earlier than the earliest filing date for Lafranco, U.S. Pat. No. 6,494,014 B2 filed on April 2, 2001, which is a continuation-in-part of U.S. Pat. App. No. 09/348,879 filed on July 7, 1998, which is a continuation-in-part of U.S. Pat. App. No. 09/215,458, filed on Dec. 17, 1998.
5. Once informed of my idea, one skilled in the art can readily implement it. Thus, the disclosure in Exhibit "A" represents a fully-enabling description of how to practice my invention.
6. I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true and further that the statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the U.S. Code and that such willful false statements may jeopardize the validity of the application or any patent that issues thereon.

Further Affiant sayeth not.

Signature: 

Print Name: Richard M. Winchester

Subscribed and acknowledged before me this 3rd day of October 2003, by Richard M. Winchester.

  
Notary Public

Commission No.: 62003240

My Commission Expires: 3-19-2006

(SEAL) (C)

# INVENTORS PATENT SECRETS REVEALED!

## INVENTORS LOGBOOK

#2

LOGBOOK START DATE: 8 / 7 / 1995

LOGBOOK FINISH DATE:     /    /    

EP,

Here are samples from my log book

INVENTORS NAME: Richard M. Winchester

# LOGBOOK REGISTRATION

ORIGINAL CONCEPTION DATE: 9 / 20 / 1994

#1  
\* Working on  
Custom Home  
With Jerry O'DELL

INVENTORS NAME: Richard M. Winchester

CO-INVENTORS: \_\_\_\_\_

CO-INVENTORS: \_\_\_\_\_

CO-INVENTORS: \_\_\_\_\_

CO-INVENTORS: \_\_\_\_\_

Investers / Parteners:

Name: \_\_\_\_\_

Name: \_\_\_\_\_

WITNESS NAME: JOE MOEHLBENHOFF

WITNESS SIGNATURE: (print) 8/7/95

INVENTIONS SIGNATURE: (sign) 8/7/95

Vol. 1

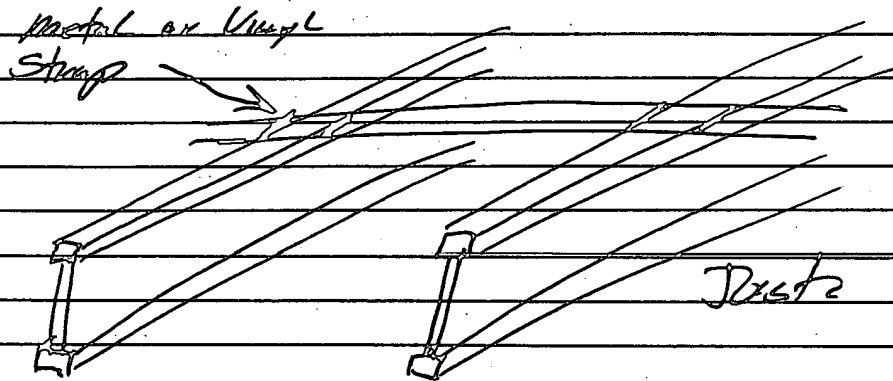
EXHIBIT "A" PAGE 2 OF 5

Page 1a

NOTES:

Page 2a

Strapping to help Carpenter  
Do their Layouts For  
Floor Joists, Esp. & the  
New Eng. Floor Joists



~~Head~~ Heads 16" x 24" Centers  
Head Bumps to hold joists  
in place

CK with Jerry on other  
Sizes. CK with Joe  
About how to make it?

Note: Head to set back 8/7/95  
With ~~Joe~~ Be  
For more info !!!  
EXHIBIT "A" PAGE 3 OF 5

(Remember to date your separate entries if made on different days within the same page.)

8/16/95

# NOTES:

Page 3a

Talked with Joe & Terry

I will need to talk with a  
Plastics Eng. #?

Must Have Elumetal Specters/  
SPacers !!!

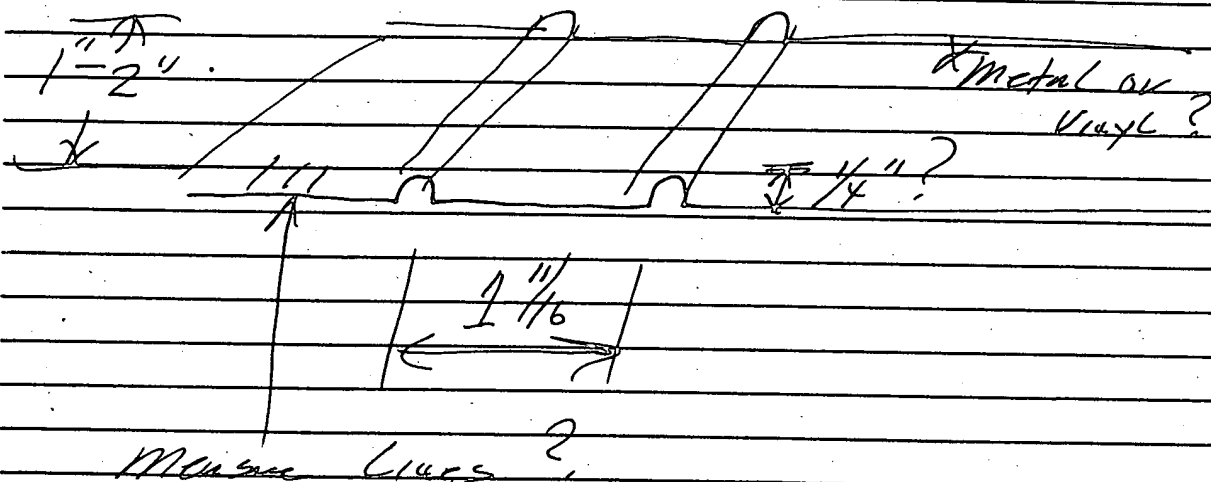


EXHIBIT "A" PAGE 4 OF 5

(Remember to date your separate entries if made on different days within the same page.)

7/4/96

NOTES:

Page 4a

Need to Do More  
work & get more  
14 September From JPS Plot  
RD Vinyl & Kari's  
Cancer is slowing things  
Down but that's more  
important now & it  
will be OK!!!

EXHIBIT "A" PAGE 5 OF 5

(Remember to date your separate entries if made on different days within the same page)